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CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## ASSEMBLY BILL

**No. 1792**

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**Introduced by Assembly Member Gomez**

February 18, 2014

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An act to add *and repeal* Section 13084 to the Government Code, to amend Section 1095 of the Unemployment Insurance Code, and to add *and repeal* Section 11026.5 to the Welfare and Institutions Code, relating to public benefits.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1792, as amended, Gomez. Public benefits: reports on employers.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Care Services, and under which qualified low-income persons receive health care benefits. The Medi-Cal program is governed, in part, by federal Medicaid provisions.

~~Existing law provides for the federal Supplemental Nutrition Assistance Program (SNAP), under which each county distributes nutrition assistance benefits provided by the federal government to eligible households. In California, federal nutrition assistance benefits~~

~~are administered through CalFresh. Existing law requires that the eligibility of households be determined to the extent permitted by federal law, and requires the State Department of Social Services to establish a program of categorical eligibility for CalFresh in accordance with federal law.~~

This bill would, *until January 1, 2020*, require the State Department of Health Care Services to annually inform the Employment Development Department of the names and social security numbers of all recipients of the ~~above-described public assistance programs~~ *Medi-Cal program*. The bill would require the State Department of Health Care Services to determine the average per individual cost of state and federally funded benefits ~~across the above-described programs~~ *provided by the Medi-Cal program* and inform the Employment Development Department of these costs. The bill would require the Employment Development Department to collaborate with the State Department of Health Care Services *and the State Department of Social Services* to determine the total *average* cost of state and federally funded benefits provided to each identified employer's employees, as specified. The bill would define an employer as an individual or organization that employs ~~50~~ *100* or more beneficiaries of the ~~above-described public assistance programs~~ *Medi-Cal program*.

The bill would also require the Department of Finance to, after obtaining specified information from the Employment Development Department, annually transmit to the Legislature and post on the department's Internet Web site a report no later than the 3rd week of January of each year beginning in 2016 *until January 1, 2020*, that, among other things, identifies employers that employ ~~50~~ *100* or more beneficiaries in the state, *as specified*.

*Under existing law, federal nutrition assistance benefits are administered through CalFresh, as specified.*

*The bill would, until January 1, 2020, additionally require the State Department of Social Services to annually determine and provide to the Employment Development Department, the percentage of individuals who are recipients of the Medi-Cal program who are also recipients of the CalFresh program, and the average individual CalFresh benefit for individuals who are members of households in which at least one member is employed.*

Under existing law, the information obtained in the administration of the Unemployment Insurance Code is for the exclusive use and information of the Director of Employment Development in the

discharge of his or her duties and is not open to the public. However, existing law permits the use of the information for specified purposes, and allows the director to require reimbursement for direct costs incurred. Existing law provides that a person who knowingly accesses, uses, or discloses this confidential information without authorization is guilty of a misdemeanor.

This bill would, *until January 1, 2020*, require the Director of Employment Development to permit the use of specified information in his or her possession by the Department of Finance to prepare and submit the above-described report. By requiring this information to be provided to the Department of Finance for these purposes, this bill would expand the crime of unauthorized access, use, or disclosure of this information, and would impose a state-mandated local program.

This bill would prohibit an employer from discharging or in any manner discriminating or retaliating against an employee who enrolls in ~~a public assistance~~ *the Medi-Cal* program and from refusing to hire a beneficiary for reason of being enrolled in ~~a public assistance~~ *the Medi-Cal* program.

This bill would prohibit an employer from disclosing to ~~a nongovernmental~~ *any person or entity* that an employee receives or is applying for public benefits, *unless authorized by state or federal law*.

This bill would incorporate additional changes to Section 1095 of the Unemployment Insurance Code proposed by SB 1028 and SB 1141, to be operative if this bill and one or both of the other bills are enacted and become effective on or before January 1, 2015, and this bill is enacted last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. (a) The Legislature finds and declares all of the
- 2 following:
- 3 (1) Public benefit programs are essential to provide Californians
- 4 with access to fresh, healthy food, quality health coverage, basic

1 needs, cash assistance, child care, and income supports, among  
2 other benefits.

3 (2) The state needs to preserve and expand public benefit  
4 programs to ensure that no Californian has to go hungry or forego  
5 medical care because he or she cannot afford these basic life  
6 necessities.

7 (3) In 2013, California had the highest number of working poor  
8 families in the country. More than one-third of the state's working  
9 families are low income, making less than 200 percent of the  
10 federal poverty line.

11 (4) When low wages and a lack of benefits leave workers unable  
12 to make ends meet, they turn to public assistance programs for  
13 health care, food, and other basic necessities.

14 (5) Employers that pay low wages and offer no benefits shift  
15 the costs of doing business onto taxpayers.

16 (6) Large, profitable employers should pay wages and benefits  
17 that do not impoverish workers or shift costs onto taxpayers.

18 (7) Employers that shift the costs of their business expenses  
19 onto taxpayers put responsible employers at a competitive  
20 disadvantage, creating an unfair playing field for business in the  
21 state.

22 (8) To promote a deeper understanding of the causes and sources  
23 of underemployment, poverty wages, and the economic impacts  
24 on Californians, business, and the state budget, it is appropriate  
25 for policymakers to possess a broader set of empirical data with  
26 which to make informed decisions.

27 (b) Therefore, it is the intent of the Legislature to do all of the  
28 following:

29 (1) Produce a report on employers that have employees enrolled  
30 in public assistance programs and on the cost to the state of  
31 providing those benefits.

32 (2) Use the report described in paragraph (1), along with other  
33 studies related to labor trends, to analyze practices within industry  
34 sectors detrimental to economic competitiveness in the  
35 marketplace.

36 (3) Ensure that all Californians have access to public benefit  
37 programs that safeguard their identity and privacy and ensure that  
38 receipt of public benefits never is the cause of workplace  
39 discrimination.

1 (4) Develop policies to decrease the number of working poor  
2 in California by increasing the quality of jobs and employment  
3 opportunities and informed employment and training programs.

4 (5) Use the data contained within the report to promote sound  
5 and reasonable policies to ensure that employers do not shift the  
6 responsibility for providing health care and basic necessities for  
7 their workers onto taxpayers through the use of the data contained  
8 within the report to develop reasonable and sound policies.

9 (6) Ensure that no worker is discriminated or retaliated against  
10 for the reason of being enrolled in a public benefit program.

11 SEC. 2. Section 13084 is added to the Government Code, to  
12 read:

13 13084. (a) For purposes of this section, the following  
14 definitions shall apply:

15 (1) “Beneficiary” means an individual who is ~~both~~ *all* of the  
16 following:

17 (A) Has been enrolled in a public assistance program for six  
18 consecutive months within the preceding budget year, ~~unless the~~  
19 ~~individual is enrolled by reason of disability or being over 65 years~~  
20 ~~of age.~~ *year.*

21 (B) Employed by ~~an~~ *the same* employer for at least one quarter  
22 or three months.

23 (C) *Is not enrolled by reason of disability or of being under 18*  
24 *years of age or over 65 years of age.*

25 (2) (A) “Employer” means an individual or type of organization  
26 that employs for wages and salary ~~50~~ *100* or more beneficiaries  
27 to work in this state and includes all of the members of a controlled  
28 group of corporations as defined in Section 1563(a) of the Internal  
29 Revenue Code, except that “more than 50 percent” shall be  
30 substituted for “at least 80 percent” each place it appears in Section  
31 1563(a)(1) of the Internal Revenue Code, and the determination  
32 shall be made without regard to Sections 1563(a)(4) and  
33 1563(e)(3)(C) of the Internal Revenue Code.

34 (B) “Employer” shall include the state, a city, county, city and  
35 county, district, or any other governmental employer.

36 (3) “Public assistance program” means the Medi-Cal program  
37 (Chapter 7 (commencing with Section 14000) of Part 3 of Division  
38 9 of the Welfare and Institutions ~~Code~~) and ~~CalFresh program~~  
39 ~~(Chapter 10 (commencing with Section 18900) of Part 6 of~~  
40 ~~Division 9 of the Welfare and Institutions Code).~~ *Code*).

(b) The department shall, after obtaining the information from the Employment Development Department described in paragraphs (1) to ~~(6)~~, (5), inclusive, annually transmit to the Legislature and post on the department's Internet Web site no later than the third week of January of each year beginning in 2016, a report that includes the information described in paragraphs (1) to ~~(7)~~, (6), inclusive. The report shall *only* list *the 500 employers—in descending order of total cost of benefits in the state with the most number of employees enrolled in a public assistance program ranked by the number of those employees.* The report shall be submitted to the Legislature pursuant to Section 9795. The report shall include all of the following:

(1) The employer's name.

(2) The employer's address, as filed with the Employment Development Department.

~~(3) The number of beneficiaries each employer employs for each public assistance program and the total number of beneficiaries each employer employs, not double-counting beneficiaries who are enrolled in each~~ *who are enrolled in a public assistance program.*

(4) The percentage of the employer's total workforce in the state that are beneficiaries.

~~(5) The total average cost of state and federally funded benefits provided to an identified employer's employees who are beneficiaries under each public assistance program calculated using the average per individual cost of state and federally funded benefits excluding administrative costs.~~

~~(6)~~

(5) The total average cost of state and federally funded benefits provided to each identified employer's employees who are beneficiaries calculated using the average per individual cost of state and federally funded benefits excluding administrative costs.

~~(7)~~

(6) The methodology used by the department, the Employment Development Department, *the State Department of Social Services*, and the State Department of Health Care Services to calculate the ~~total~~ average *total* cost of state and federally funded benefits provided to an identified employer's employees who are beneficiaries.

1 (c) The report described in subdivision (b) shall also include  
2 the information provided to the Employment Development  
3 Department by the State Department of Social Services pursuant  
4 to Section 11026.5 of the Welfare and Institutions Code.

5 ~~(e)~~

6 (d) The Employment Development Department, in collaboration  
7 with the State Department of Health Care Services *and the State*  
8 *Department of Social Services*, shall determine the total costs to  
9 the state described in ~~paragraphs (5) and (6)~~ paragraph (5) of  
10 subdivision (b) using the average per individual cost of state and  
11 federally funded benefits provided by ~~the State Department of~~  
12 ~~Health Care Services~~ *those departments* to the Employment  
13 Development Department.

14 ~~(d)~~

15 (e) (1) The report, and any list provided to the department, shall  
16 not include the name or identifying information of an individual  
17 beneficiary.

18 (2) The report shall remain available to the public on the  
19 department's Internet Web site for at least five years.

20 ~~(e)~~

21 (f) Nothing in this section shall be construed to authorize an  
22 employer to discourage or prevent an employee from enrolling or  
23 continuing enrollment in a public benefit program while employed  
24 nor to discriminate against an applicant for employment or  
25 employee for applying to be or being enrolled in a public assistance  
26 program.

27 ~~(f)~~

28 (g) The department and the Employment Development  
29 Department shall be permitted access to, and be provided data and  
30 information from, other state agencies as required to implement  
31 this section, to the extent not prohibited by state and federal  
32 confidentiality statutes and regulations. The department may enter  
33 into interagency agreements or adopt regulations as are reasonably  
34 necessary to implement this section.

35 ~~(g)~~

36 (h) (1) An employer shall not discharge or in any manner  
37 discriminate or retaliate against an employee who enrolls in a  
38 public assistance program and shall not refuse to hire a beneficiary  
39 for reason of being enrolled in a public assistance program.

1 (2) An employer shall not disclose to ~~a nongovernmental~~ any  
2 *person or entity, unless otherwise permitted by state or federal*  
3 *law*, that an employee receives or is applying for public benefits.

4 (i) *This section shall remain in effect only until January 1, 2020,*  
5 *and as of that date is repealed.*

6 SEC. 3. Section 1095 of the Unemployment Insurance Code  
7 is amended to read:

8 1095. The director shall permit the use of any information in  
9 his or her possession to the extent necessary for any of the  
10 following purposes and may require reimbursement for all direct  
11 costs incurred in providing any and all information specified in  
12 this section, except information specified in subdivisions (a) to  
13 (e), inclusive:

14 (a) To enable the director or his or her representative to carry  
15 out his or her responsibilities under this code.

16 (b) To properly present a claim for benefits.

17 (c) To acquaint a worker or his or her authorized agent with his  
18 or her existing or prospective right to benefits.

19 (d) To furnish an employer or his or her authorized agent with  
20 information to enable him or her to fully discharge his or her  
21 obligations or safeguard his or her rights under this division or  
22 Division 3 (commencing with Section 9000).

23 (e) To enable an employer to receive a reduction in contribution  
24 rate.

25 (f) To enable federal, state, or local governmental departments  
26 or agencies, subject to federal law, to verify or determine the  
27 eligibility or entitlement of an applicant for, or a recipient of, public  
28 social services provided pursuant to Division 9 (commencing with  
29 Section 10000) of the Welfare and Institutions Code, or Part A of  
30 Title IV of the federal Social Security Act (42 U.S.C. Sec. 601 et  
31 seq.), where the verification or determination is directly connected  
32 with, and limited to, the administration of public social services.

33 (g) To enable county administrators of general relief or  
34 assistance, or their representatives, to determine entitlement to  
35 locally provided general relief or assistance, where the  
36 determination is directly connected with, and limited to, the  
37 administration of general relief or assistance.

38 (h) To enable state or local governmental departments or  
39 agencies to seek criminal, civil, or administrative remedies in  
40 connection with the unlawful application for, or receipt of, relief



1 provided under Division 9 (commencing with Section 10000) of  
2 the Welfare and Institutions Code or to enable the collection of  
3 expenditures for medical assistance services pursuant to Part 5  
4 (commencing with Section 17000) of Division 9 of the Welfare  
5 and Institutions Code.

6 (i) To provide any law enforcement agency with the name,  
7 address, telephone number, birth date, social security number,  
8 physical description, and names and addresses of present and past  
9 employers, of any victim, suspect, missing person, potential  
10 witness, or person for whom a felony arrest warrant has been  
11 issued, when a request for this information is made by any  
12 investigator or peace officer as defined by Sections 830.1 and  
13 830.2 of the Penal Code, or by any federal law enforcement officer  
14 to whom the Attorney General has delegated authority to enforce  
15 federal search warrants, as defined under Sections 60.2 and 60.3  
16 of Title 28 of the Code of Federal Regulations, as amended, and  
17 when the requesting officer has been designated by the head of  
18 the law enforcement agency and requests this information in the  
19 course of and as a part of an investigation into the commission of  
20 a crime when there is a reasonable suspicion that the crime is a  
21 felony and that the information would lead to relevant evidence.  
22 The information provided pursuant to this subdivision shall be  
23 provided to the extent permitted by federal law and regulations,  
24 and to the extent the information is available and accessible within  
25 the constraints and configurations of existing department records.  
26 Any person who receives any information under this subdivision  
27 shall make a written report of the information to the law  
28 enforcement agency that employs him or her, for filing under the  
29 normal procedures of that agency.

30 (1) This subdivision shall not be construed to authorize the  
31 release to any law enforcement agency of a general list identifying  
32 individuals applying for or receiving benefits.

33 (2) The department shall maintain records pursuant to this  
34 subdivision only for periods required under regulations or statutes  
35 enacted for the administration of its programs.

36 (3) This subdivision shall not be construed as limiting the  
37 information provided to law enforcement agencies to that pertaining  
38 only to applicants for, or recipients of, benefits.

39 (4) The department shall notify all applicants for benefits that  
40 release of confidential information from their records will not be

1 protected should there be a felony arrest warrant issued against  
2 the applicant or in the event of an investigation by a law  
3 enforcement agency into the commission of a felony.

4 (j) To provide public employee retirement systems in California  
5 with information relating to the earnings of any person who has  
6 applied for or is receiving a disability income, disability allowance,  
7 or disability retirement allowance, from a public employee  
8 retirement system. The earnings information shall be released only  
9 upon written request from the governing board specifying that the  
10 person has applied for or is receiving a disability allowance or  
11 disability retirement allowance from its retirement system. The  
12 request may be made by the chief executive officer of the system  
13 or by an employee of the system so authorized and identified by  
14 name and title by the chief executive officer in writing.

15 (k) To enable the Division of Labor Standards Enforcement in  
16 the Department of Industrial Relations to seek criminal, civil, or  
17 administrative remedies in connection with the failure to pay, or  
18 the unlawful payment of, wages pursuant to Chapter 1  
19 (commencing with Section 200) of Part 1 of Division 2 of, and  
20 Chapter 1 (commencing with Section 1720) of Part 7 of Division  
21 2 of, the Labor Code.

22 (l) To enable federal, state, or local governmental departments  
23 or agencies to administer child support enforcement programs  
24 under Part D of Title IV of the federal Social Security Act (42  
25 U.S.C. Sec. 651 et seq.).

26 (m) To provide federal, state, or local governmental departments  
27 or agencies with wage and claim information in its possession that  
28 will assist those departments and agencies in the administration  
29 of the Victims of Crime Program or in the location of victims of  
30 crime who, by state mandate or court order, are entitled to  
31 restitution that has been or can be recovered.

32 (n) To provide federal, state, or local governmental departments  
33 or agencies with information concerning any individuals who are  
34 or have been:

35 (1) Directed by state mandate or court order to pay restitution,  
36 fines, penalties, assessments, or fees as a result of a violation of  
37 law.

38 (2) Delinquent or in default on guaranteed student loans or who  
39 owe repayment of funds received through other financial assistance  
40 programs administered by those agencies. The information released

1 by the director for the purposes of this paragraph shall not include  
2 unemployment insurance benefit information.

3 (o) To provide an authorized governmental agency with any or  
4 all relevant information that relates to any specific workers'  
5 compensation insurance fraud investigation. The information shall  
6 be provided to the extent permitted by federal law and regulations.  
7 For the purposes of this subdivision, "authorized governmental  
8 agency" means the district attorney of any county, the office of  
9 the Attorney General, the Contractors' State License Board, the  
10 Department of Industrial Relations, and the Department of  
11 Insurance. An authorized governmental agency may disclose this  
12 information to the State Bar, the Medical Board of California, or  
13 any other licensing board or department whose licensee is the  
14 subject of a workers' compensation insurance fraud investigation.  
15 This subdivision shall not prevent any authorized governmental  
16 agency from reporting to any board or department the suspected  
17 misconduct of any licensee of that body.

18 (p) To enable the Director of Consumer Affairs, or his or her  
19 representatives, to access unemployment insurance quarterly wage  
20 data on a case-by-case basis to verify information on school  
21 administrators, school staff, and students provided by those schools  
22 who are being investigated for possible violations of Chapter 8  
23 (commencing with Section 94800) of Part 59 of Division 10 of  
24 Title 3 of the Education Code.

25 (q) To provide employment tax information to the tax officials  
26 of Mexico, if a reciprocal agreement exists. For purposes of this  
27 subdivision, "reciprocal agreement" means a formal agreement to  
28 exchange information between national taxing officials of Mexico  
29 and taxing authorities of the State Board of Equalization, the  
30 Franchise Tax Board, and the Employment Development  
31 Department. Furthermore, the reciprocal agreement shall be limited  
32 to the exchange of information that is essential for tax  
33 administration purposes only. Taxing authorities of the State of  
34 California shall be granted tax information only on California  
35 residents. Taxing authorities of Mexico shall be granted tax  
36 information only on Mexican nationals.

37 (r) To enable city and county planning agencies to develop  
38 economic forecasts for planning purposes. The information shall  
39 be limited to businesses within the jurisdiction of the city or county

1 whose planning agency is requesting the information, and shall  
2 not include information regarding individual employees.

3 (s) To provide the State Department of Developmental Services  
4 with wage and employer information that will assist in the  
5 collection of moneys owed by the recipient, parent, or any other  
6 legally liable individual for services and supports provided pursuant  
7 to Chapter 9 (commencing with Section 4775) of Division 4.5 of,  
8 and Chapter 2 (commencing with Section 7200) and Chapter 3  
9 (commencing with Section 7500) of Division 7 of, the Welfare  
10 and Institutions Code.

11 (t) To provide the State Board of Equalization with employment  
12 tax information that will assist in the administration of tax  
13 programs. The information shall be limited to the exchange of  
14 employment tax information essential for tax administration  
15 purposes to the extent permitted by federal law and regulations.

16 (u) Nothing in this section shall be construed to authorize or  
17 permit the use of information obtained in the administration of this  
18 code by any private collection agency.

19 (v) The disclosure of the name and address of an individual or  
20 business entity that was issued an assessment that included  
21 penalties under Section 1128 or 1128.1 shall not be in violation  
22 of Section 1094 if the assessment is final. The disclosure may also  
23 include any of the following:

24 (1) The total amount of the assessment.

25 (2) The amount of the penalty imposed under Section 1128 or  
26 1128.1 that is included in the assessment.

27 (3) The facts that resulted in the charging of the penalty under  
28 Section 1128 or 1128.1.

29 (w) To enable the Contractors' State License Board to verify  
30 the employment history of an individual applying for licensure  
31 pursuant to Section 7068 of the Business and Professions Code.

32 (x) To provide any peace officer with the Division of  
33 Investigation in the Department of Consumer Affairs information  
34 pursuant to subdivision (i) when the requesting peace officer has  
35 been designated by the chief of the Division of Investigation and  
36 requests this information in the course of and as part of an  
37 investigation into the commission of a crime or other unlawful act  
38 when there is reasonable suspicion to believe that the crime or act  
39 may be connected to the information requested and would lead to  
40 relevant information regarding the crime or unlawful act.

1 (y) To enable the Labor Commissioner of the Division of Labor  
2 Standards Enforcement in the Department of Industrial Relations  
3 to identify, pursuant to Section 90.3 of the Labor Code, unlawfully  
4 uninsured employers. The information shall be provided to the  
5 extent permitted by federal law and regulations.

6 (z) To enable the Chancellor of the California Community  
7 Colleges, in accordance with the requirements of Section 84754.5  
8 of the Education Code, to obtain quarterly wage data, commencing  
9 January 1, 1993, on students who have attended one or more  
10 community colleges, to assess the impact of education on the  
11 employment and earnings of students, to conduct the annual  
12 evaluation of district-level and individual college performance in  
13 achieving priority educational outcomes, and to submit the required  
14 reports to the Legislature and the Governor. The information shall  
15 be provided to the extent permitted by federal statutes and  
16 regulations.

17 (aa) To enable the Public Employees' Retirement System to  
18 seek criminal, civil, or administrative remedies in connection with  
19 the unlawful application for, or receipt of, benefits provided under  
20 Part 3 (commencing with Section 20000) of Division 5 of Title 2  
21 of the Government Code.

22 (ab) To enable the State Department of Education, the University  
23 of California, the California State University, and the Chancellor  
24 of the California Community Colleges, pursuant to the  
25 requirements prescribed by the federal American Recovery and  
26 Reinvestment Act of 2009 (Public Law 111-5), to obtain quarterly  
27 wage data, commencing July 1, 2010, on students who have  
28 attended their respective systems to assess the impact of education  
29 on the employment and earnings of those students, to conduct the  
30 annual analysis of district-level and individual district or  
31 postsecondary education system performance in achieving priority  
32 educational outcomes, and to submit the required reports to the  
33 Legislature and the Governor. The information shall be provided  
34 to the extent permitted by federal statutes and regulations.

35 (ac) To provide the Agricultural Labor Relations Board with  
36 employee, wage, and employer information, for use in the  
37 investigation or enforcement of the  
38 Alatorre-Zenovich-Dunlap-Berman Agricultural Labor Relations  
39 Act of 1975 (Part 3.5 (commencing with Section 1140) of Division

2 of the Labor Code). The information shall be provided to the extent permitted by federal statutes and regulations.

(ad) (1) To enable the State Department of Health Care Services, the California Health Benefit Exchange, the Managed Risk Medical Insurance Board, and county departments and agencies to obtain information regarding employee wages, California employer names and account numbers, employer reports of wages and number of employees, and disability insurance and unemployment insurance claim information, for the purpose of:

(A) Verifying or determining the eligibility of an applicant for, or a recipient of, state health subsidy programs, limited to the Medi-Cal Program, provided pursuant to Chapter 7 (commencing with Section 14000) of Part 3 of Division 9 of the Welfare and Institutions Code; the Healthy Families Program, provided pursuant to Part 6.2 (commencing with Section 12693) of Division 2 of the Insurance Code; and the Access for Infants and Mothers Program, provided pursuant to Part 6.3 (commencing with Section 12695) of Division 2 of the Insurance Code; where the verification or determination is directly connected with, and limited to, the administration of the state health subsidy programs referenced in this subparagraph.

(B) Verifying or determining the eligibility of an applicant for, or a recipient of, federal subsidies offered through the California Health Benefit Exchange, provided pursuant to Title 22 (commencing with Section 100500) of the Government Code, including federal tax credits and cost-sharing assistance pursuant to the federal Patient Protection and Affordable Care Act (Public Law 111-148), as amended by the federal Health Care and Education Reconciliation Act of 2010 (Public Law 111-152), where the verification or determination is directly connected with, and limited to, the administration of the California Health Benefit Exchange.

(C) Verifying or determining the eligibility of employees and employers for health coverage through the Small Business Health Options Program, provided pursuant to Section 100502 of the Government Code, where the verification or determination is directly connected with, and limited to, the administration of the Small Business Health Options Program.

(2) The information provided under this subdivision shall be subject to the requirements of, and provided to the extent permitted

1 by, federal law and regulations, including Part 603 of Title 20 of  
2 the Code of Federal Regulations.

3 (ae) To provide any peace officer with the Investigations  
4 Division of the Department of Motor Vehicles with information  
5 pursuant to subdivision (i), when the requesting peace officer has  
6 been designated by the Chief of the Investigations Division and  
7 requests this information in the course of, and as part of, an  
8 investigation into identity theft, counterfeiting, document fraud,  
9 or consumer fraud, and there is reasonable suspicion that the crime  
10 is a felony and that the information would lead to relevant evidence  
11 regarding the identity theft, counterfeiting, document fraud, or  
12 consumer fraud. The information provided pursuant to this  
13 subdivision shall be provided to the extent permitted by federal  
14 law and regulations, and to the extent the information is available  
15 and accessible within the constraints and configurations of existing  
16 department records. Any person who receives any information  
17 under this subdivision shall make a written report of the  
18 information to the Investigations Division of the Department of  
19 Motor Vehicles, for filing under the normal procedures of that  
20 division.

21 (af) ~~To~~ *Until January 1, 2020, to* enable the Department of  
22 Finance to prepare and submit the report required by Section 13084  
23 of the Government Code that identifies all employers in California  
24 that employ 50 or more employees who receive benefits from  
25 ~~either of the following programs: the Medi-Cal program (Chapter~~  
26 ~~7 (commencing with Section 14000) of Part 3 of Division 9 of the~~  
27 ~~Welfare and Institutions Code) or the CalFresh program (Chapter~~  
28 ~~10 (commencing with Section 18900) of Part 6 of Division 9 of~~  
29 ~~the Welfare and Institutions Code):~~ *Code*). The information used  
30 for this purpose shall be limited to information obtained pursuant  
31 to Section 11026.5 of the Welfare and Institutions Code and from  
32 the administration of personal income tax wage withholding  
33 pursuant to Division 6 (commencing with Section 13000) and the  
34 disability insurance program and may be disclosed to the  
35 Department of Finance only for the purpose of preparing and  
36 submitting the report and only to the extent not prohibited by  
37 federal law.

38 SEC. 3.2. Section 1095 of the Unemployment Insurance Code  
39 is amended to read:

1     1095. The director shall permit the use of any information in  
2 his or her possession to the extent necessary for any of the  
3 following purposes and may require reimbursement for all direct  
4 costs incurred in providing any and all information specified in  
5 this section, except information specified in subdivisions (a) to  
6 (e), inclusive:

7     (a) To enable the director or his or her representative to carry  
8 out his or her responsibilities under this code.

9     (b) To properly present a claim for benefits.

10    (c) To acquaint a worker or his or her authorized agent with his  
11 or her existing or prospective right to benefits.

12    (d) To furnish an employer or his or her authorized agent with  
13 information to enable him or her to fully discharge his or her  
14 obligations or safeguard his or her rights under this division or  
15 Division 3 (commencing with Section 9000).

16    (e) To enable an employer to receive a reduction in contribution  
17 rate.

18    (f) To enable federal, state, or local governmental departments  
19 or agencies, subject to federal law, to verify or determine the  
20 eligibility or entitlement of an applicant for, or a recipient of, public  
21 social services provided pursuant to Division 9 (commencing with  
22 Section 10000) of the Welfare and Institutions Code, or Part A of  
23 Title IV of the federal Social Security Act (42 U.S.C. Sec. 601 et  
24 seq.), where the verification or determination is directly connected  
25 with, and limited to, the administration of public social services.

26    (g) To enable county administrators of general relief or  
27 assistance, or their representatives, to determine entitlement to  
28 locally provided general relief or assistance, where the  
29 determination is directly connected with, and limited to, the  
30 administration of general relief or assistance.

31    (h) To enable state or local governmental departments or  
32 agencies to seek criminal, civil, or administrative remedies in  
33 connection with the unlawful application for, or receipt of, relief  
34 provided under Division 9 (commencing with Section 10000) of  
35 the Welfare and Institutions Code or to enable the collection of  
36 expenditures for medical assistance services pursuant to Part 5  
37 (commencing with Section 17000) of Division 9 of the Welfare  
38 and Institutions Code.

39    (i) To provide any law enforcement agency with the name,  
40 address, telephone number, birth date, social security number,



1 physical description, and names and addresses of present and past  
2 employers, of any victim, suspect, missing person, potential  
3 witness, or person for whom a felony arrest warrant has been  
4 issued, when a request for this information is made by any  
5 investigator or peace officer as defined by Sections 830.1 and  
6 830.2 of the Penal Code, or by any federal law enforcement officer  
7 to whom the Attorney General has delegated authority to enforce  
8 federal search warrants, as defined under Sections 60.2 and 60.3  
9 of Title 28 of the Code of Federal Regulations, as amended, and  
10 when the requesting officer has been designated by the head of  
11 the law enforcement agency and requests this information in the  
12 course of and as a part of an investigation into the commission of  
13 a crime when there is a reasonable suspicion that the crime is a  
14 felony and that the information would lead to relevant evidence.  
15 The information provided pursuant to this subdivision shall be  
16 provided to the extent permitted by federal law and regulations,  
17 and to the extent the information is available and accessible within  
18 the constraints and configurations of existing department records.  
19 Any person who receives any information under this subdivision  
20 shall make a written report of the information to the law  
21 enforcement agency that employs him or her, for filing under the  
22 normal procedures of that agency.

23 (1) This subdivision shall not be construed to authorize the  
24 release to any law enforcement agency of a general list identifying  
25 individuals applying for or receiving benefits.

26 (2) The department shall maintain records pursuant to this  
27 subdivision only for periods required under regulations or statutes  
28 enacted for the administration of its programs.

29 (3) This subdivision shall not be construed as limiting the  
30 information provided to law enforcement agencies to that pertaining  
31 only to applicants for, or recipients of, benefits.

32 (4) The department shall notify all applicants for benefits that  
33 release of confidential information from their records will not be  
34 protected should there be a felony arrest warrant issued against  
35 the applicant or in the event of an investigation by a law  
36 enforcement agency into the commission of a felony.

37 (j) To provide public employee retirement systems in California  
38 with information relating to the earnings of any person who has  
39 applied for or is receiving a disability income, disability allowance,  
40 or disability retirement allowance, from a public employee

1 retirement system. The earnings information shall be released only  
2 upon written request from the governing board specifying that the  
3 person has applied for or is receiving a disability allowance or  
4 disability retirement allowance from its retirement system. The  
5 request may be made by the chief executive officer of the system  
6 or by an employee of the system so authorized and identified by  
7 name and title by the chief executive officer in writing.

8 (k) To enable the Division of Labor Standards Enforcement in  
9 the Department of Industrial Relations to seek criminal, civil, or  
10 administrative remedies in connection with the failure to pay, or  
11 the unlawful payment of, wages pursuant to Chapter 1  
12 (commencing with Section 200) of Part 1 of Division 2 of, and  
13 Chapter 1 (commencing with Section 1720) of Part 7 of Division  
14 2 of, the Labor Code.

15 (l) To enable federal, state, or local governmental departments  
16 or agencies to administer child support enforcement programs  
17 under Part D of Title IV of the federal Social Security Act (42  
18 U.S.C. Sec. 651 et seq.).

19 (m) To provide federal, state, or local governmental departments  
20 or agencies with wage and claim information in its possession that  
21 will assist those departments and agencies in the administration  
22 of the Victims of Crime Program or in the location of victims of  
23 crime who, by state mandate or court order, are entitled to  
24 restitution that has been or can be recovered.

25 (n) To provide federal, state, or local governmental departments  
26 or agencies with information concerning any individuals who are  
27 or have been:

28 (1) Directed by state mandate or court order to pay restitution,  
29 fines, penalties, assessments, or fees as a result of a violation of  
30 law.

31 (2) Delinquent or in default on guaranteed student loans or who  
32 owe repayment of funds received through other financial assistance  
33 programs administered by those agencies. The information released  
34 by the director for the purposes of this paragraph shall not include  
35 unemployment insurance benefit information.

36 (o) To provide an authorized governmental agency with any or  
37 all relevant information that relates to any specific workers'  
38 compensation insurance fraud investigation. The information shall  
39 be provided to the extent permitted by federal law and regulations.  
40 For the purposes of this subdivision, "authorized governmental

1 agency” means the district attorney of any county, the office of  
2 the Attorney General, the Contractors’ State License Board, the  
3 Department of Industrial Relations, and the Department of  
4 Insurance. An authorized governmental agency may disclose this  
5 information to the State Bar, the Medical Board of California, or  
6 any other licensing board or department whose licensee is the  
7 subject of a workers’ compensation insurance fraud investigation.  
8 This subdivision shall not prevent any authorized governmental  
9 agency from reporting to any board or department the suspected  
10 misconduct of any licensee of that body.

11 (p) To enable the Director of Consumer Affairs, or his or her  
12 representatives, to access unemployment insurance quarterly wage  
13 data on a case-by-case basis to verify information on school  
14 administrators, school staff, and students provided by those schools  
15 who are being investigated for possible violations of Chapter 8  
16 (commencing with Section 94800) of Part 59 of Division 10 of  
17 Title 3 of the Education Code.

18 (q) To provide employment tax information to the tax officials  
19 of Mexico, if a reciprocal agreement exists. For purposes of this  
20 subdivision, “reciprocal agreement” means a formal agreement to  
21 exchange information between national taxing officials of Mexico  
22 and taxing authorities of the State Board of Equalization, the  
23 Franchise Tax Board, and the Employment Development  
24 Department. Furthermore, the reciprocal agreement shall be limited  
25 to the exchange of information that is essential for tax  
26 administration purposes only. Taxing authorities of the State of  
27 California shall be granted tax information only on California  
28 residents. Taxing authorities of Mexico shall be granted tax  
29 information only on Mexican nationals.

30 (r) To enable city and county planning agencies to develop  
31 economic forecasts for planning purposes. The information shall  
32 be limited to businesses within the jurisdiction of the city or county  
33 whose planning agency is requesting the information, and shall  
34 not include information regarding individual employees.

35 (s) To provide the State Department of Developmental Services  
36 with wage and employer information that will assist in the  
37 collection of moneys owed by the recipient, parent, or any other  
38 legally liable individual for services and supports provided pursuant  
39 to Chapter 9 (commencing with Section 4775) of Division 4.5 of,  
40 and Chapter 2 (commencing with Section 7200) and Chapter 3

1 (commencing with Section 7500) of Division 7 of, the Welfare  
2 and Institutions Code.

3 (t) To provide the State Board of Equalization with employment  
4 tax information that will assist in the administration of tax  
5 programs. The information shall be limited to the exchange of  
6 employment tax information essential for tax administration  
7 purposes to the extent permitted by federal law and regulations.

8 (u) Nothing in this section shall be construed to authorize or  
9 permit the use of information obtained in the administration of this  
10 code by any private collection agency.

11 (v) The disclosure of the name and address of an individual or  
12 business entity that was issued an assessment that included  
13 penalties under Section 1128 or 1128.1 shall not be in violation  
14 of Section 1094 if the assessment is final. The disclosure may also  
15 include any of the following:

16 (1) The total amount of the assessment.

17 (2) The amount of the penalty imposed under Section 1128 or  
18 1128.1 that is included in the assessment.

19 (3) The facts that resulted in the charging of the penalty under  
20 Section 1128 or 1128.1.

21 (w) To enable the Contractors' State License Board to verify  
22 the employment history of an individual applying for licensure  
23 pursuant to Section 7068 of the Business and Professions Code.

24 (x) To provide any peace officer with the Division of  
25 Investigation in the Department of Consumer Affairs information  
26 pursuant to subdivision (i) when the requesting peace officer has  
27 been designated by the chief of the Division of Investigation and  
28 requests this information in the course of and as part of an  
29 investigation into the commission of a crime or other unlawful act  
30 when there is reasonable suspicion to believe that the crime or act  
31 may be connected to the information requested and would lead to  
32 relevant information regarding the crime or unlawful act.

33 (y) To enable the Labor Commissioner of the Division of Labor  
34 Standards Enforcement in the Department of Industrial Relations  
35 to identify, pursuant to Section 90.3 of the Labor Code, unlawfully  
36 uninsured employers. The information shall be provided to the  
37 extent permitted by federal law and regulations.

38 (z) To enable the Chancellor of the California Community  
39 Colleges, in accordance with the requirements of Section 84754.5  
40 of the Education Code, to obtain quarterly wage data, commencing

1 January 1, 1993, on students who have attended one or more  
2 community colleges, to assess the impact of education on the  
3 employment and earnings of students, to conduct the annual  
4 evaluation of district-level and individual college performance in  
5 achieving priority educational outcomes, and to submit the required  
6 reports to the Legislature and the Governor. The information shall  
7 be provided to the extent permitted by federal statutes and  
8 regulations.

9 (aa) To enable the Public Employees' Retirement System to  
10 seek criminal, civil, or administrative remedies in connection with  
11 the unlawful application for, or receipt of, benefits provided under  
12 Part 3 (commencing with Section 20000) of Division 5 of Title 2  
13 of the Government Code.

14 (ab) To enable the State Department of Education, the University  
15 of California, the California State University, and the Chancellor  
16 of the California Community Colleges, pursuant to the  
17 requirements prescribed by the federal American Recovery and  
18 Reinvestment Act of 2009 (Public Law 111-5), to obtain quarterly  
19 wage data, commencing July 1, 2010, on students who have  
20 attended their respective systems to assess the impact of education  
21 on the employment and earnings of those students, to conduct the  
22 annual analysis of district-level and individual district or  
23 postsecondary education system performance in achieving priority  
24 educational outcomes, and to submit the required reports to the  
25 Legislature and the Governor. The information shall be provided  
26 to the extent permitted by federal statutes and regulations.

27 (ac) To provide the Agricultural Labor Relations Board with  
28 employee, wage, and employer information, for use in the  
29 investigation or enforcement of the  
30 Alatorre-Zenovich-Dunlap-Berman Agricultural Labor Relations  
31 Act of 1975 (Part 3.5 (commencing with Section 1140) of Division  
32 2 of the Labor Code). The information shall be provided to the  
33 extent permitted by federal statutes and regulations.

34 (ad) (1) To enable the State Department of Health Care  
35 Services, the California Health Benefit Exchange, the Managed  
36 Risk Medical Insurance Board, and county departments and  
37 agencies to obtain information regarding employee wages,  
38 California employer names and account numbers, employer reports  
39 of wages and number of employees, and disability insurance and  
40 unemployment insurance claim information, for the purpose of:

1 (A) Verifying or determining the eligibility of an applicant for,  
2 or a recipient of, state health subsidy programs, limited to the  
3 Medi-Cal Program, provided pursuant to Chapter 7 (commencing  
4 with Section 14000) of Part 3 of Division 9 of the Welfare and  
5 Institutions Code; the Healthy Families Program, provided pursuant  
6 to Part 6.2 (commencing with Section 12693) of Division 2 of the  
7 Insurance Code; and the Access for Infants and Mothers Program,  
8 provided pursuant to Part 6.3 (commencing with Section 12695)  
9 of Division 2 of the Insurance Code; where the verification or  
10 determination is directly connected with, and limited to, the  
11 administration of the state health subsidy programs referenced in  
12 this subparagraph.

13 (B) Verifying or determining the eligibility of an applicant for,  
14 or a recipient of, federal subsidies offered through the California  
15 Health Benefit Exchange, provided pursuant to Title 22  
16 (commencing with Section 100500) of the Government Code,  
17 including federal tax credits and cost-sharing assistance pursuant  
18 to the federal Patient Protection and Affordable Care Act (Public  
19 Law 111-148), as amended by the federal Health Care and  
20 Education Reconciliation Act of 2010 (Public Law 111-152), where  
21 the verification or determination is directly connected with, and  
22 limited to, the administration of the California Health Benefit  
23 Exchange.

24 (C) Verifying or determining the eligibility of employees and  
25 employers for health coverage through the Small Business Health  
26 Options Program, provided pursuant to Section 100502 of the  
27 Government Code, where the verification or determination is  
28 directly connected with, and limited to, the administration of the  
29 Small Business Health Options Program.

30 (2) The information provided under this subdivision shall be  
31 subject to the requirements of, and provided to the extent permitted  
32 by, federal law and regulations, including Part 603 of Title 20 of  
33 the Code of Federal Regulations.

34 (ae) To provide any peace officer with the Investigations  
35 Division of the Department of Motor Vehicles with information  
36 pursuant to subdivision (i), when the requesting peace officer has  
37 been designated by the Chief of the Investigations Division and  
38 requests this information in the course of, and as part of, an  
39 investigation into identity theft, counterfeiting, document fraud,  
40 or consumer fraud, and there is reasonable suspicion that the crime

1 is a felony and that the information would lead to relevant evidence  
2 regarding the identity theft, counterfeiting, document fraud, or  
3 consumer fraud. The information provided pursuant to this  
4 subdivision shall be provided to the extent permitted by federal  
5 law and regulations, and to the extent the information is available  
6 and accessible within the constraints and configurations of existing  
7 department records. Any person who receives any information  
8 under this subdivision shall make a written report of the  
9 information to the Investigations Division of the Department of  
10 Motor Vehicles, for filing under the normal procedures of that  
11 division.

12 (af) ~~To~~ *Until January 1, 2020, to* enable the Department of  
13 Finance to prepare and submit the report required by Section 13084  
14 of the Government Code that identifies all employers in California  
15 that employ 50 or more employees who receive benefits from  
16 ~~either of the following programs: the Medi-Cal program (Chapter~~  
17 ~~7 (commencing with Section 14000) of Part 3 of Division 9 of the~~  
18 ~~Welfare and Institutions Code) or the CalFresh program (Chapter~~  
19 ~~10 (commencing with Section 18900) of Part 6 of Division 9 of~~  
20 ~~the Welfare and Institutions Code); Code).~~ The information used  
21 for this purpose shall be limited to information obtained pursuant  
22 to Section 11026.5 of the Welfare and Institutions Code and from  
23 the administration of personal income tax wage withholding  
24 pursuant to Division 6 (commencing with Section 13000) and the  
25 disability insurance program and may be disclosed to the  
26 Department of Finance only for the purpose of preparing and  
27 submitting the report and only to the extent not prohibited by  
28 federal law.

29 (ag) To provide, to the extent permitted by federal law and  
30 regulations, the Student Aid Commission with wage information  
31 in order to verify the employment status of an individual applying  
32 for a Cal Grant C award pursuant to subdivision (c) of Section  
33 69439 of the Education Code.

34 SEC. 3.5. Section 1095 of the Unemployment Insurance Code  
35 is amended to read:

36 1095. The director shall permit the use of any information in  
37 his or her possession to the extent necessary for any of the  
38 following purposes and may require reimbursement for all direct  
39 costs incurred in providing any and all information specified in

1 this section, except information specified in subdivisions (a) to  
2 (e), inclusive:

3 (a) To enable the director or his or her representative to carry  
4 out his or her responsibilities under this code.

5 (b) To properly present a claim for benefits.

6 (c) To acquaint a worker or his or her authorized agent with his  
7 or her existing or prospective right to benefits.

8 (d) To furnish an employer or his or her authorized agent with  
9 information to enable him or her to fully discharge his or her  
10 obligations or safeguard his or her rights under this division or  
11 Division 3 (commencing with Section 9000).

12 (e) To enable an employer to receive a reduction in contribution  
13 rate.

14 (f) To enable federal, state, or local governmental departments  
15 or agencies, subject to federal law, to verify or determine the  
16 eligibility or entitlement of an applicant for, or a recipient of, public  
17 social services provided pursuant to Division 9 (commencing with  
18 Section 10000) of the Welfare and Institutions Code, or Part A of  
19 Title IV of the federal Social Security Act (42 U.S.C. Sec. 601 et  
20 seq.), where the verification or determination is directly connected  
21 with, and limited to, the administration of public social services.

22 (g) To enable county administrators of general relief or  
23 assistance, or their representatives, to determine entitlement to  
24 locally provided general relief or assistance, where the  
25 determination is directly connected with, and limited to, the  
26 administration of general relief or assistance.

27 (h) To enable state or local governmental departments or  
28 agencies to seek criminal, civil, or administrative remedies in  
29 connection with the unlawful application for, or receipt of, relief  
30 provided under Division 9 (commencing with Section 10000) of  
31 the Welfare and Institutions Code or to enable the collection of  
32 expenditures for medical assistance services pursuant to Part 5  
33 (commencing with Section 17000) of Division 9 of the Welfare  
34 and Institutions Code.

35 (i) To provide any law enforcement agency with the name,  
36 address, telephone number, birth date, social security number,  
37 physical description, and names and addresses of present and past  
38 employers, of any victim, suspect, missing person, potential  
39 witness, or person for whom a felony arrest warrant has been  
40 issued, when a request for this information is made by any



1 investigator or peace officer as defined by Sections 830.1 and  
2 830.2 of the Penal Code, or by any federal law enforcement officer  
3 to whom the Attorney General has delegated authority to enforce  
4 federal search warrants, as defined under Sections 60.2 and 60.3  
5 of Title 28 of the Code of Federal Regulations, as amended, and  
6 when the requesting officer has been designated by the head of  
7 the law enforcement agency and requests this information in the  
8 course of and as a part of an investigation into the commission of  
9 a crime when there is a reasonable suspicion that the crime is a  
10 felony and that the information would lead to relevant evidence.  
11 The information provided pursuant to this subdivision shall be  
12 provided to the extent permitted by federal law and regulations,  
13 and to the extent the information is available and accessible within  
14 the constraints and configurations of existing department records.  
15 Any person who receives any information under this subdivision  
16 shall make a written report of the information to the law  
17 enforcement agency that employs him or her, for filing under the  
18 normal procedures of that agency.

19 (1) This subdivision shall not be construed to authorize the  
20 release to any law enforcement agency of a general list identifying  
21 individuals applying for or receiving benefits.

22 (2) The department shall maintain records pursuant to this  
23 subdivision only for periods required under regulations or statutes  
24 enacted for the administration of its programs.

25 (3) This subdivision shall not be construed as limiting the  
26 information provided to law enforcement agencies to that pertaining  
27 only to applicants for, or recipients of, benefits.

28 (4) The department shall notify all applicants for benefits that  
29 release of confidential information from their records will not be  
30 protected should there be a felony arrest warrant issued against  
31 the applicant or in the event of an investigation by a law  
32 enforcement agency into the commission of a felony.

33 (j) To provide public employee retirement systems in California  
34 with information relating to the earnings of any person who has  
35 applied for or is receiving a disability income, disability allowance,  
36 or disability retirement allowance, from a public employee  
37 retirement system. The earnings information shall be released only  
38 upon written request from the governing board specifying that the  
39 person has applied for or is receiving a disability allowance or  
40 disability retirement allowance from its retirement system. The

1 request may be made by the chief executive officer of the system  
2 or by an employee of the system so authorized and identified by  
3 name and title by the chief executive officer in writing.

4 (k) To enable the Division of Labor Standards Enforcement in  
5 the Department of Industrial Relations to seek criminal, civil, or  
6 administrative remedies in connection with the failure to pay, or  
7 the unlawful payment of, wages pursuant to Chapter 1  
8 (commencing with Section 200) of Part 1 of Division 2 of, and  
9 Chapter 1 (commencing with Section 1720) of Part 7 of Division  
10 2 of, the Labor Code.

11 (l) To enable federal, state, or local governmental departments  
12 or agencies to administer child support enforcement programs  
13 under Part D of Title IV of the federal Social Security Act (42  
14 U.S.C. Sec. 651 et seq.).

15 (m) To provide federal, state, or local governmental departments  
16 or agencies with wage and claim information in its possession that  
17 will assist those departments and agencies in the administration  
18 of the Victims of Crime Program or in the location of victims of  
19 crime who, by state mandate or court order, are entitled to  
20 restitution that has been or can be recovered.

21 (n) To provide federal, state, or local governmental departments  
22 or agencies with information concerning any individuals who are  
23 or have been:

24 (1) Directed by state mandate or court order to pay restitution,  
25 fines, penalties, assessments, or fees as a result of a violation of  
26 law.

27 (2) Delinquent or in default on guaranteed student loans or who  
28 owe repayment of funds received through other financial assistance  
29 programs administered by those agencies. The information released  
30 by the director for the purposes of this paragraph shall not include  
31 unemployment insurance benefit information.

32 (o) To provide an authorized governmental agency with any or  
33 all relevant information that relates to any specific workers'  
34 compensation insurance fraud investigation. The information shall  
35 be provided to the extent permitted by federal law and regulations.  
36 For the purposes of this subdivision, "authorized governmental  
37 agency" means the district attorney of any county, the office of  
38 the Attorney General, the Contractors' State License Board, the  
39 Department of Industrial Relations, and the Department of  
40 Insurance. An authorized governmental agency may disclose this

1 information to the State Bar, the Medical Board of California, or  
2 any other licensing board or department whose licensee is the  
3 subject of a workers' compensation insurance fraud investigation.  
4 This subdivision shall not prevent any authorized governmental  
5 agency from reporting to any board or department the suspected  
6 misconduct of any licensee of that body.

7 (p) To enable the Director of Consumer Affairs, or his or her  
8 representatives, to access unemployment insurance quarterly wage  
9 data on a case-by-case basis to verify information on school  
10 administrators, school staff, and students provided by those schools  
11 who are being investigated for possible violations of Chapter 8  
12 (commencing with Section 94800) of Part 59 of Division 10 of  
13 Title 3 of the Education Code.

14 (q) To provide employment tax information to the tax officials  
15 of Mexico, if a reciprocal agreement exists. For purposes of this  
16 subdivision, "reciprocal agreement" means a formal agreement to  
17 exchange information between national taxing officials of Mexico  
18 and taxing authorities of the State Board of Equalization, the  
19 Franchise Tax Board, and the Employment Development  
20 Department. Furthermore, the reciprocal agreement shall be limited  
21 to the exchange of information that is essential for tax  
22 administration purposes only. Taxing authorities of the State of  
23 California shall be granted tax information only on California  
24 residents. Taxing authorities of Mexico shall be granted tax  
25 information only on Mexican nationals.

26 (r) To enable city and county planning agencies to develop  
27 economic forecasts for planning purposes. The information shall  
28 be limited to businesses within the jurisdiction of the city or county  
29 whose planning agency is requesting the information, and shall  
30 not include information regarding individual employees.

31 (s) To provide the State Department of Developmental Services  
32 with wage and employer information that will assist in the  
33 collection of moneys owed by the recipient, parent, or any other  
34 legally liable individual for services and supports provided pursuant  
35 to Chapter 9 (commencing with Section 4775) of Division 4.5 of,  
36 and Chapter 2 (commencing with Section 7200) and Chapter 3  
37 (commencing with Section 7500) of Division 7 of, the Welfare  
38 and Institutions Code.

39 (t) To provide the State Board of Equalization with employment  
40 tax information that will assist in the administration of tax

1 programs. The information shall be limited to the exchange of  
2 employment tax information essential for tax administration  
3 purposes to the extent permitted by federal law and regulations.

4 (u) Nothing in this section shall be construed to authorize or  
5 permit the use of information obtained in the administration of this  
6 code by any private collection agency.

7 (v) The disclosure of the name and address of an individual or  
8 business entity that was issued an assessment that included  
9 penalties under Section 1128 or 1128.1 shall not be in violation  
10 of Section 1094 if the assessment is final. The disclosure may also  
11 include any of the following:

12 (1) The total amount of the assessment.

13 (2) The amount of the penalty imposed under Section 1128 or  
14 1128.1 that is included in the assessment.

15 (3) The facts that resulted in the charging of the penalty under  
16 Section 1128 or 1128.1.

17 (w) To enable the Contractors' State License Board to verify  
18 the employment history of an individual applying for licensure  
19 pursuant to Section 7068 of the Business and Professions Code.

20 (x) To provide any peace officer with the Division of  
21 Investigation in the Department of Consumer Affairs information  
22 pursuant to subdivision (i) when the requesting peace officer has  
23 been designated by the chief of the Division of Investigation and  
24 requests this information in the course of and as part of an  
25 investigation into the commission of a crime or other unlawful act  
26 when there is reasonable suspicion to believe that the crime or act  
27 may be connected to the information requested and would lead to  
28 relevant information regarding the crime or unlawful act.

29 (y) To enable the Labor Commissioner of the Division of Labor  
30 Standards Enforcement in the Department of Industrial Relations  
31 to identify, pursuant to Section 90.3 of the Labor Code, unlawfully  
32 uninsured employers. The information shall be provided to the  
33 extent permitted by federal law and regulations.

34 (z) To enable the Chancellor of the California Community  
35 Colleges, in accordance with the requirements of Section 84754.5  
36 of the Education Code, to obtain quarterly wage data, commencing  
37 January 1, 1993, on students who have attended one or more  
38 community colleges, to assess the impact of education on the  
39 employment and earnings of students, to conduct the annual  
40 evaluation of district-level and individual college performance in

1 achieving priority educational outcomes, and to submit the required  
2 reports to the Legislature and the Governor. The information shall  
3 be provided to the extent permitted by federal statutes and  
4 regulations.

5 (aa) To enable the Public Employees' Retirement System to  
6 seek criminal, civil, or administrative remedies in connection with  
7 the unlawful application for, or receipt of, benefits provided under  
8 Part 3 (commencing with Section 20000) of Division 5 of Title 2  
9 of the Government Code.

10 (ab) To enable the State Department of Education, the University  
11 of California, the California State University, and the Chancellor  
12 of the California Community Colleges, pursuant to the  
13 requirements prescribed by the federal American Recovery and  
14 Reinvestment Act of 2009 (Public Law 111-5), to obtain quarterly  
15 wage data, commencing July 1, 2010, on students who have  
16 attended their respective systems to assess the impact of education  
17 on the employment and earnings of those students, to conduct the  
18 annual analysis of district-level and individual district or  
19 postsecondary education system performance in achieving priority  
20 educational outcomes, and to submit the required reports to the  
21 Legislature and the Governor. The information shall be provided  
22 to the extent permitted by federal statutes and regulations.

23 (ac) To provide the Agricultural Labor Relations Board with  
24 employee, wage, and employer information, for use in the  
25 investigation or enforcement of the  
26 Alatorre-Zenovich-Dunlap-Berman Agricultural Labor Relations  
27 Act of 1975 (Part 3.5 (commencing with Section 1140) of Division  
28 2 of the Labor Code). The information shall be provided to the  
29 extent permitted by federal statutes and regulations.

30 (ad) (1) To enable the State Department of Health Care  
31 Services, the California Health Benefit Exchange, the Managed  
32 Risk Medical Insurance Board, and county departments and  
33 agencies to obtain information regarding employee wages,  
34 California employer names and account numbers, employer reports  
35 of wages and number of employees, and disability insurance and  
36 unemployment insurance claim information, for the purpose of:

37 (A) Verifying or determining the eligibility of an applicant for,  
38 or a recipient of, state health subsidy programs, limited to the  
39 Medi-Cal Program, provided pursuant to Chapter 7 (commencing  
40 with Section 14000) of Part 3 of Division 9 of the Welfare and

1 Institutions Code; the Healthy Families Program, provided pursuant  
2 to Part 6.2 (commencing with Section 12693) of Division 2 of the  
3 Insurance Code; and the Access for Infants and Mothers Program,  
4 provided pursuant to Part 6.3 (commencing with Section 12695)  
5 of Division 2 of the Insurance Code; where the verification or  
6 determination is directly connected with, and limited to, the  
7 administration of the state health subsidy programs referenced in  
8 this subparagraph.

9 (B) Verifying or determining the eligibility of an applicant for,  
10 or a recipient of, federal subsidies offered through the California  
11 Health Benefit Exchange, provided pursuant to Title 22  
12 (commencing with Section 100500) of the Government Code,  
13 including federal tax credits and cost-sharing assistance pursuant  
14 to the federal Patient Protection and Affordable Care Act (Public  
15 Law 111-148), as amended by the federal Health Care and  
16 Education Reconciliation Act of 2010 (Public Law 111-152), where  
17 the verification or determination is directly connected with, and  
18 limited to, the administration of the California Health Benefit  
19 Exchange.

20 (C) Verifying or determining the eligibility of employees and  
21 employers for health coverage through the Small Business Health  
22 Options Program, provided pursuant to Section 100502 of the  
23 Government Code, where the verification or determination is  
24 directly connected with, and limited to, the administration of the  
25 Small Business Health Options Program.

26 (2) The information provided under this subdivision shall be  
27 subject to the requirements of, and provided to the extent permitted  
28 by, federal law and regulations, including Part 603 of Title 20 of  
29 the Code of Federal Regulations.

30 (ae) To provide any peace officer with the Investigations  
31 Division of the Department of Motor Vehicles with information  
32 pursuant to subdivision (i), when the requesting peace officer has  
33 been designated by the Chief of the Investigations Division and  
34 requests this information in the course of, and as part of, an  
35 investigation into identity theft, counterfeiting, document fraud,  
36 or consumer fraud, and there is reasonable suspicion that the crime  
37 is a felony and that the information would lead to relevant evidence  
38 regarding the identity theft, counterfeiting, document fraud, or  
39 consumer fraud. The information provided pursuant to this  
40 subdivision shall be provided to the extent permitted by federal

law and regulations, and to the extent the information is available and accessible within the constraints and configurations of existing department records. Any person who receives any information under this subdivision shall make a written report of the information to the Investigations Division of the Department of Motor Vehicles, for filing under the normal procedures of that division.

(af) ~~To~~ *Until January 1, 2020, to* enable the Department of Finance to prepare and submit the report required by Section 13084 of the Government Code that identifies all employers in California that employ 50 or more employees who receive benefits from ~~either of the following programs: the Medi-Cal program (Chapter 7 (commencing with Section 14000) of Part 3 of Division 9 of the Welfare and Institutions Code) or the CalFresh program (Chapter 10 (commencing with Section 18900) of Part 6 of Division 9 of the Welfare and Institutions Code).~~ *Code*. The information used for this purpose shall be limited to information obtained pursuant to Section 11026.5 of the Welfare and Institutions Code and from the administration of personal income tax wage withholding pursuant to Division 6 (commencing with Section 13000) and the disability insurance program and may be disclosed to the Department of Finance only for the purpose of preparing and submitting the report and only to the extent not prohibited by federal law.

(ag) To enable the Department of Corrections and Rehabilitation to obtain quarterly wage data of former inmates who have been incarcerated within the prison system in order to assess the impact of rehabilitation services or the lack of these services on the employment and earnings of these former inmates. Quarterly data for a former inmate's employment status and wage history shall be provided for a period of one year, three years, and five years following release. The data shall only be used for the purpose of tracking outcomes for former inmates in order to assess the effectiveness of rehabilitation strategies on the wages and employment histories of those formerly incarcerated. The information shall be provided to the department to the extent not prohibited by federal law.

SEC. 3.8. Section 1095 of the Unemployment Insurance Code is amended to read:

1     1095. The director shall permit the use of any information in  
2 his or her possession to the extent necessary for any of the  
3 following purposes and may require reimbursement for all direct  
4 costs incurred in providing any and all information specified in  
5 this section, except information specified in subdivisions (a) to  
6 (e), inclusive:

7     (a) To enable the director or his or her representative to carry  
8 out his or her responsibilities under this code.

9     (b) To properly present a claim for benefits.

10    (c) To acquaint a worker or his or her authorized agent with his  
11 or her existing or prospective right to benefits.

12    (d) To furnish an employer or his or her authorized agent with  
13 information to enable him or her to fully discharge his or her  
14 obligations or safeguard his or her rights under this division or  
15 Division 3 (commencing with Section 9000).

16    (e) To enable an employer to receive a reduction in contribution  
17 rate.

18    (f) To enable federal, state, or local governmental departments  
19 or agencies, subject to federal law, to verify or determine the  
20 eligibility or entitlement of an applicant for, or a recipient of, public  
21 social services provided pursuant to Division 9 (commencing with  
22 Section 10000) of the Welfare and Institutions Code, or Part A of  
23 Title IV of the federal Social Security Act (42 U.S.C. Sec. 601 et  
24 seq.), where the verification or determination is directly connected  
25 with, and limited to, the administration of public social services.

26    (g) To enable county administrators of general relief or  
27 assistance, or their representatives, to determine entitlement to  
28 locally provided general relief or assistance, where the  
29 determination is directly connected with, and limited to, the  
30 administration of general relief or assistance.

31    (h) To enable state or local governmental departments or  
32 agencies to seek criminal, civil, or administrative remedies in  
33 connection with the unlawful application for, or receipt of, relief  
34 provided under Division 9 (commencing with Section 10000) of  
35 the Welfare and Institutions Code or to enable the collection of  
36 expenditures for medical assistance services pursuant to Part 5  
37 (commencing with Section 17000) of Division 9 of the Welfare  
38 and Institutions Code.

39    (i) To provide any law enforcement agency with the name,  
40 address, telephone number, birth date, social security number,



1 physical description, and names and addresses of present and past  
2 employers, of any victim, suspect, missing person, potential  
3 witness, or person for whom a felony arrest warrant has been  
4 issued, when a request for this information is made by any  
5 investigator or peace officer as defined by Sections 830.1 and  
6 830.2 of the Penal Code, or by any federal law enforcement officer  
7 to whom the Attorney General has delegated authority to enforce  
8 federal search warrants, as defined under Sections 60.2 and 60.3  
9 of Title 28 of the Code of Federal Regulations, as amended, and  
10 when the requesting officer has been designated by the head of  
11 the law enforcement agency and requests this information in the  
12 course of and as a part of an investigation into the commission of  
13 a crime when there is a reasonable suspicion that the crime is a  
14 felony and that the information would lead to relevant evidence.  
15 The information provided pursuant to this subdivision shall be  
16 provided to the extent permitted by federal law and regulations,  
17 and to the extent the information is available and accessible within  
18 the constraints and configurations of existing department records.  
19 Any person who receives any information under this subdivision  
20 shall make a written report of the information to the law  
21 enforcement agency that employs him or her, for filing under the  
22 normal procedures of that agency.

23 (1) This subdivision shall not be construed to authorize the  
24 release to any law enforcement agency of a general list identifying  
25 individuals applying for or receiving benefits.

26 (2) The department shall maintain records pursuant to this  
27 subdivision only for periods required under regulations or statutes  
28 enacted for the administration of its programs.

29 (3) This subdivision shall not be construed as limiting the  
30 information provided to law enforcement agencies to that pertaining  
31 only to applicants for, or recipients of, benefits.

32 (4) The department shall notify all applicants for benefits that  
33 release of confidential information from their records will not be  
34 protected should there be a felony arrest warrant issued against  
35 the applicant or in the event of an investigation by a law  
36 enforcement agency into the commission of a felony.

37 (j) To provide public employee retirement systems in California  
38 with information relating to the earnings of any person who has  
39 applied for or is receiving a disability income, disability allowance,  
40 or disability retirement allowance, from a public employee

1 retirement system. The earnings information shall be released only  
2 upon written request from the governing board specifying that the  
3 person has applied for or is receiving a disability allowance or  
4 disability retirement allowance from its retirement system. The  
5 request may be made by the chief executive officer of the system  
6 or by an employee of the system so authorized and identified by  
7 name and title by the chief executive officer in writing.

8 (k) To enable the Division of Labor Standards Enforcement in  
9 the Department of Industrial Relations to seek criminal, civil, or  
10 administrative remedies in connection with the failure to pay, or  
11 the unlawful payment of, wages pursuant to Chapter 1  
12 (commencing with Section 200) of Part 1 of Division 2 of, and  
13 Chapter 1 (commencing with Section 1720) of Part 7 of Division  
14 2 of, the Labor Code.

15 (l) To enable federal, state, or local governmental departments  
16 or agencies to administer child support enforcement programs  
17 under Part D of Title IV of the federal Social Security Act (42  
18 U.S.C. Sec. 651 et seq.).

19 (m) To provide federal, state, or local governmental departments  
20 or agencies with wage and claim information in its possession that  
21 will assist those departments and agencies in the administration  
22 of the Victims of Crime Program or in the location of victims of  
23 crime who, by state mandate or court order, are entitled to  
24 restitution that has been or can be recovered.

25 (n) To provide federal, state, or local governmental departments  
26 or agencies with information concerning any individuals who are  
27 or have been:

28 (1) Directed by state mandate or court order to pay restitution,  
29 fines, penalties, assessments, or fees as a result of a violation of  
30 law.

31 (2) Delinquent or in default on guaranteed student loans or who  
32 owe repayment of funds received through other financial assistance  
33 programs administered by those agencies. The information released  
34 by the director for the purposes of this paragraph shall not include  
35 unemployment insurance benefit information.

36 (o) To provide an authorized governmental agency with any or  
37 all relevant information that relates to any specific workers'  
38 compensation insurance fraud investigation. The information shall  
39 be provided to the extent permitted by federal law and regulations.  
40 For the purposes of this subdivision, "authorized governmental

1 agency” means the district attorney of any county, the office of  
2 the Attorney General, the Contractors’ State License Board, the  
3 Department of Industrial Relations, and the Department of  
4 Insurance. An authorized governmental agency may disclose this  
5 information to the State Bar, the Medical Board of California, or  
6 any other licensing board or department whose licensee is the  
7 subject of a workers’ compensation insurance fraud investigation.  
8 This subdivision shall not prevent any authorized governmental  
9 agency from reporting to any board or department the suspected  
10 misconduct of any licensee of that body.

11 (p) To enable the Director of Consumer Affairs, or his or her  
12 representatives, to access unemployment insurance quarterly wage  
13 data on a case-by-case basis to verify information on school  
14 administrators, school staff, and students provided by those schools  
15 who are being investigated for possible violations of Chapter 8  
16 (commencing with Section 94800) of Part 59 of Division 10 of  
17 Title 3 of the Education Code.

18 (q) To provide employment tax information to the tax officials  
19 of Mexico, if a reciprocal agreement exists. For purposes of this  
20 subdivision, “reciprocal agreement” means a formal agreement to  
21 exchange information between national taxing officials of Mexico  
22 and taxing authorities of the State Board of Equalization, the  
23 Franchise Tax Board, and the Employment Development  
24 Department. Furthermore, the reciprocal agreement shall be limited  
25 to the exchange of information that is essential for tax  
26 administration purposes only. Taxing authorities of the State of  
27 California shall be granted tax information only on California  
28 residents. Taxing authorities of Mexico shall be granted tax  
29 information only on Mexican nationals.

30 (r) To enable city and county planning agencies to develop  
31 economic forecasts for planning purposes. The information shall  
32 be limited to businesses within the jurisdiction of the city or county  
33 whose planning agency is requesting the information, and shall  
34 not include information regarding individual employees.

35 (s) To provide the State Department of Developmental Services  
36 with wage and employer information that will assist in the  
37 collection of moneys owed by the recipient, parent, or any other  
38 legally liable individual for services and supports provided pursuant  
39 to Chapter 9 (commencing with Section 4775) of Division 4.5 of,  
40 and Chapter 2 (commencing with Section 7200) and Chapter 3

1 (commencing with Section 7500) of Division 7 of, the Welfare  
2 and Institutions Code.

3 (t) To provide the State Board of Equalization with employment  
4 tax information that will assist in the administration of tax  
5 programs. The information shall be limited to the exchange of  
6 employment tax information essential for tax administration  
7 purposes to the extent permitted by federal law and regulations.

8 (u) Nothing in this section shall be construed to authorize or  
9 permit the use of information obtained in the administration of this  
10 code by any private collection agency.

11 (v) The disclosure of the name and address of an individual or  
12 business entity that was issued an assessment that included  
13 penalties under Section 1128 or 1128.1 shall not be in violation  
14 of Section 1094 if the assessment is final. The disclosure may also  
15 include any of the following:

16 (1) The total amount of the assessment.

17 (2) The amount of the penalty imposed under Section 1128 or  
18 1128.1 that is included in the assessment.

19 (3) The facts that resulted in the charging of the penalty under  
20 Section 1128 or 1128.1.

21 (w) To enable the Contractors' State License Board to verify  
22 the employment history of an individual applying for licensure  
23 pursuant to Section 7068 of the Business and Professions Code.

24 (x) To provide any peace officer with the Division of  
25 Investigation in the Department of Consumer Affairs information  
26 pursuant to subdivision (i) when the requesting peace officer has  
27 been designated by the chief of the Division of Investigation and  
28 requests this information in the course of and as part of an  
29 investigation into the commission of a crime or other unlawful act  
30 when there is reasonable suspicion to believe that the crime or act  
31 may be connected to the information requested and would lead to  
32 relevant information regarding the crime or unlawful act.

33 (y) To enable the Labor Commissioner of the Division of Labor  
34 Standards Enforcement in the Department of Industrial Relations  
35 to identify, pursuant to Section 90.3 of the Labor Code, unlawfully  
36 uninsured employers. The information shall be provided to the  
37 extent permitted by federal law and regulations.

38 (z) To enable the Chancellor of the California Community  
39 Colleges, in accordance with the requirements of Section 84754.5  
40 of the Education Code, to obtain quarterly wage data, commencing

1 January 1, 1993, on students who have attended one or more  
2 community colleges, to assess the impact of education on the  
3 employment and earnings of students, to conduct the annual  
4 evaluation of district-level and individual college performance in  
5 achieving priority educational outcomes, and to submit the required  
6 reports to the Legislature and the Governor. The information shall  
7 be provided to the extent permitted by federal statutes and  
8 regulations.

9 (aa) To enable the Public Employees' Retirement System to  
10 seek criminal, civil, or administrative remedies in connection with  
11 the unlawful application for, or receipt of, benefits provided under  
12 Part 3 (commencing with Section 20000) of Division 5 of Title 2  
13 of the Government Code.

14 (ab) To enable the State Department of Education, the University  
15 of California, the California State University, and the Chancellor  
16 of the California Community Colleges, pursuant to the  
17 requirements prescribed by the federal American Recovery and  
18 Reinvestment Act of 2009 (Public Law 111-5), to obtain quarterly  
19 wage data, commencing July 1, 2010, on students who have  
20 attended their respective systems to assess the impact of education  
21 on the employment and earnings of those students, to conduct the  
22 annual analysis of district-level and individual district or  
23 postsecondary education system performance in achieving priority  
24 educational outcomes, and to submit the required reports to the  
25 Legislature and the Governor. The information shall be provided  
26 to the extent permitted by federal statutes and regulations.

27 (ac) To provide the Agricultural Labor Relations Board with  
28 employee, wage, and employer information, for use in the  
29 investigation or enforcement of the  
30 Alatorre-Zenovich-Dunlap-Berman Agricultural Labor Relations  
31 Act of 1975 (Part 3.5 (commencing with Section 1140) of Division  
32 2 of the Labor Code). The information shall be provided to the  
33 extent permitted by federal statutes and regulations.

34 (ad) (1) To enable the State Department of Health Care  
35 Services, the California Health Benefit Exchange, the Managed  
36 Risk Medical Insurance Board, and county departments and  
37 agencies to obtain information regarding employee wages,  
38 California employer names and account numbers, employer reports  
39 of wages and number of employees, and disability insurance and  
40 unemployment insurance claim information, for the purpose of:

1 (A) Verifying or determining the eligibility of an applicant for,  
2 or a recipient of, state health subsidy programs, limited to the  
3 Medi-Cal Program, provided pursuant to Chapter 7 (commencing  
4 with Section 14000) of Part 3 of Division 9 of the Welfare and  
5 Institutions Code; the Healthy Families Program, provided pursuant  
6 to Part 6.2 (commencing with Section 12693) of Division 2 of the  
7 Insurance Code; and the Access for Infants and Mothers Program,  
8 provided pursuant to Part 6.3 (commencing with Section 12695)  
9 of Division 2 of the Insurance Code; where the verification or  
10 determination is directly connected with, and limited to, the  
11 administration of the state health subsidy programs referenced in  
12 this subparagraph.

13 (B) Verifying or determining the eligibility of an applicant for,  
14 or a recipient of, federal subsidies offered through the California  
15 Health Benefit Exchange, provided pursuant to Title 22  
16 (commencing with Section 100500) of the Government Code,  
17 including federal tax credits and cost-sharing assistance pursuant  
18 to the federal Patient Protection and Affordable Care Act (Public  
19 Law 111-148), as amended by the federal Health Care and  
20 Education Reconciliation Act of 2010 (Public Law 111-152), where  
21 the verification or determination is directly connected with, and  
22 limited to, the administration of the California Health Benefit  
23 Exchange.

24 (C) Verifying or determining the eligibility of employees and  
25 employers for health coverage through the Small Business Health  
26 Options Program, provided pursuant to Section 100502 of the  
27 Government Code, where the verification or determination is  
28 directly connected with, and limited to, the administration of the  
29 Small Business Health Options Program.

30 (2) The information provided under this subdivision shall be  
31 subject to the requirements of, and provided to the extent permitted  
32 by, federal law and regulations, including Part 603 of Title 20 of  
33 the Code of Federal Regulations.

34 (ae) To provide any peace officer with the Investigations  
35 Division of the Department of Motor Vehicles with information  
36 pursuant to subdivision (i), when the requesting peace officer has  
37 been designated by the Chief of the Investigations Division and  
38 requests this information in the course of, and as part of, an  
39 investigation into identity theft, counterfeiting, document fraud,  
40 or consumer fraud, and there is reasonable suspicion that the crime

1 is a felony and that the information would lead to relevant evidence  
2 regarding the identity theft, counterfeiting, document fraud, or  
3 consumer fraud. The information provided pursuant to this  
4 subdivision shall be provided to the extent permitted by federal  
5 law and regulations, and to the extent the information is available  
6 and accessible within the constraints and configurations of existing  
7 department records. Any person who receives any information  
8 under this subdivision shall make a written report of the  
9 information to the Investigations Division of the Department of  
10 Motor Vehicles, for filing under the normal procedures of that  
11 division.

12 (af) ~~To~~ *Until January 1, 2020, to* enable the Department of  
13 Finance to prepare and submit the report required by Section 13084  
14 of the Government Code that identifies all employers in California  
15 that employ 50 or more employees who receive benefits from  
16 ~~either of the following programs: the Medi-Cal program (Chapter~~  
17 ~~7 (commencing with Section 14000) of Part 3 of Division 9 of the~~  
18 ~~Welfare and Institutions Code) or the CalFresh program (Chapter~~  
19 ~~10 (commencing with Section 18900) of Part 6 of Division 9 of~~  
20 ~~the Welfare and Institutions Code); Code).~~ The information used  
21 for this purpose shall be limited to information obtained pursuant  
22 to Section 11026.5 of the Welfare and Institutions Code and from  
23 the administration of personal income tax wage withholding  
24 pursuant to Division 6 (commencing with Section 13000) and the  
25 disability insurance program and may be disclosed to the  
26 Department of Finance only for the purpose of preparing and  
27 submitting the report and only to the extent not prohibited by  
28 federal law.

29 (ag) To provide, to the extent permitted by federal law and  
30 regulations, the Student Aid Commission with wage information  
31 in order to verify the employment status of an individual applying  
32 for a Cal Grant C award pursuant to subdivision (c) of Section  
33 69439 of the Education Code.

34 (ah) To enable the Department of Corrections and Rehabilitation  
35 to obtain quarterly wage data of former inmates who have been  
36 incarcerated within the prison system in order to assess the impact  
37 of rehabilitation services or the lack of these services on the  
38 employment and earnings of these former inmates. Quarterly data  
39 for a former inmate's employment status and wage history shall  
40 be provided for a period of one year, three years, and five years

1 following release. The data shall only be used for the purpose of  
2 tracking outcomes for former inmates in order to assess the  
3 effectiveness of rehabilitation strategies on the wages and  
4 employment histories of those formerly incarcerated. The  
5 information shall be provided to the department to the extent not  
6 prohibited by federal law.

7 SEC. 4. Section 11026.5 is added to the Welfare and  
8 Institutions Code, to read:

9 11026.5. (a) To the extent not prohibited by federal law, the  
10 State Department of Health Care Services shall annually inform  
11 the Employment Development Department of the names and social  
12 security numbers of all recipients of the benefits of the Medi-Cal  
13 program (Chapter 7 (commencing with Section 14000)) and  
14 CalFresh program (Chapter 10 (commencing with Section 18900)  
15 of Part 6). 14000)).

16 (b) The State Department of Health Care Services shall  
17 determine the average per individual cost of state and federally  
18 funded benefits ~~across provided by the Medi-Cal program~~  
19 ~~excluding administrative costs described in subdivision (a) of the~~  
20 *Medi-Cal program*. These departments shall then inform the  
21 Employment Development Department of these costs in order for  
22 the Employment Development Department to calculate the  
23 information that is required to be reported pursuant to Section  
24 13084 of the Government Code.

25 (c) *The State Department of Social Services shall, based on the*  
26 *most recent data available to the department, annually determine*  
27 *and provide the following information to the Employment*  
28 *Development Department, to the extent not prohibited by state and*  
29 *federal confidentiality statutes and regulations, in order for the*  
30 *Employment Development Department to provide data needed by*  
31 *the Department of Finance to compile the report required by*  
32 *Section 13084 of the Government Code:*

33 (1) *The percentage of individuals who are recipients of the*  
34 *Medi-Cal Program (Chapter 7 (commencing with Section 14000))*  
35 *who are also recipients of the CalFresh program (Chapter 10,*  
36 *commencing with Section 18900 of Part 6).*

37 (2) *The average individual CalFresh benefit for individuals who*  
38 *are members of households in which at least one member is*  
39 *employed.*



1     (d) *This section shall remain in effect only until January 1, 2020,*  
2     *and as of that date is repealed.*

3     SEC. 5. (a) Section 3.2 of this bill incorporates amendments  
4     to Section 1095 of the Unemployment Insurance Code proposed  
5     by both this bill and Senate Bill 1028. It shall only become  
6     operative if (1) both bills are enacted and become effective on or  
7     before January 1, 2015, (2) each bill amends Section 1095 of the  
8     Unemployment Insurance Code, and (3) Senate Bill 1141 is not  
9     enacted or as enacted does not amend that section, and (4) this bill  
10    is enacted after Senate Bill 1028, in which case Sections 3, 3.5,  
11    and 3.8 of this bill shall not become operative.

12    (b) Section 3.5 of this bill incorporates amendments to Section  
13    1095 of the Unemployment Insurance Code proposed by both this  
14    bill and Senate Bill 1141. It shall only become operative if (1) both  
15    bills are enacted and become effective on or before January 1,  
16    2015, (2) each bill amends Section 1095 of the Unemployment  
17    Insurance Code, (3) Senate Bill 1028 is not enacted or as enacted  
18    does not amend that section, and (4) this bill is enacted after Senate  
19    Bill 1141 in which case Sections 3, 3.2, and 3.8 of this bill shall  
20    not become operative.

21    (c) Section 3.8 of this bill incorporates amendments to Section  
22    1095 of the Unemployment Insurance Code proposed by this bill,  
23    Senate Bill 1141, and Senate Bill 1028. It shall only become  
24    operative if (1) all three bills are enacted and become effective on  
25    or before January 1, 2015, (2) all three bills amend Section 1095  
26    of the Unemployment Insurance Code, and (3) this bill is enacted  
27    after Senate Bill 1141 and Senate Bill 1028, in which case Sections  
28    3, 3.2, and 3.5 of this bill shall not become operative.

29    SEC. 6. No reimbursement is required by this act pursuant to  
30    Section 6 of Article XIII B of the California Constitution because  
31    the only costs that may be incurred by a local agency or school  
32    district will be incurred because this act creates a new crime or  
33    infraction, eliminates a crime or infraction, or changes the penalty  
34    for a crime or infraction, within the meaning of Section 17556 of  
35    the Government Code, or changes the definition of a crime within  
36    the meaning of Section 6 of Article XIII B of the California  
37    Constitution.

O